IN THE HIGH COURT OF JUDICATURE AT BOBBY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 4725 OF 2004

Sunil R. Jadhav .. Applicant.

V/s.

The State of Maharashtra .. Respondent.

Mrs. Manjula Rao for the Applicant.
Shri K.V. Saste ,APP for Respondent.

CORAM : A.M.KHANWILKAR, J.
DATED : 04.11.2004

PC :-

. Heard the learned counsel for the parties. Perused the record.

2. It is seen that the incident in question has occured on the spur of moment. Besides, only one blow was given by the Applicant. The learned APP fairly accepts that only one stab injury was caused during the altercations, which however, resulted in death of the deceased. The cause of death as noted in the post mortem report, indicates that it was due to septicemia on account of stab injury on right flank in pneumotic. If it is so, the applicant deserves to be enlarged on bail on strict conditions as under :-

i. The applicant is enlarged on bail in connection with C.R. No. 76/2004 registered with Barshi Town Police Station, Barshi on executing personal bond in the sum of Rs.15,000/- (Rs. Fifteen thousand only) with one or two local sureties in the like amount.

ii. The applicant shall attend the concerned police station once in a fortnight on Saturday between 10 a.m. to 1 p.m..

v. The applicant shall co-operate for early disposal of the trial. If the trial court is of the opinion that the applicant is unnecessarily delaying the trial, that fact be recorded in the Rozanama, which can be a ground for cancellation of the bail.

iv. The applicant shall not influence the prosecution witness or tamper with the prosecution evidence in any manner whatsoever.

3. Order accordingly.

.....